

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

PERMIT FOR DIVERSION AND USE OF WATER

PERMIT No. 16301

Application 18714 of THE UNITED STATES OF AMERICA, OVER  
DEPARTMENT OF THE INTERIOR, BUREAU OF RECLAMATION, REGION 2,  
2800 COTTAGE WAY, SACRAMENTO, CALIFORNIA 95825

filed on MAY 15, 1959, has been approved by the State Water Resources Control Board SUBJECT TO VESTED RIGHTS and to the limitations and conditions of this Permit.

Permittee is hereby authorized to divert and use water as follows:

1. Source:

Tributary to:

CHOWCHILLA RIVER

SAN JOAQUIN RIVER

2. Location of point of diversion:	40-acre subdivision of public land survey or projection thereof	Section	Township	Range	Base and Meridian
NORTH 58° 05' WEST 2,156 FEET FROM SE CORNER OF SECTION 22, T8S, R18E, MDB&M	SW ¼ of SE ¼	22	8s	18E	MD
	¼ of ¼				
	¼ of ¼				
	¼ of ¼				
	¼ of ¼				
	¼ of ¼				

County of MADERA

3. Purpose of use:	4. Place of use:	Section	Township	Range	Base and Meridian	Acres
IRRIGATION AND DOMESTIC	WITHIN THE BOUNDARIES OF THE SERVICE AREAS OF THE CHOWCHILLA IRRIGATION DISTRICT AND THE LA BRANZA WATER DISTRICT, BEING WITHIN TOWNSHIPS 9S AND 10S, RANGES 14E, 15E, 16E AND 17E; AND T11S, R15E, MDB&M					
RECREATIONAL AND DOMESTIC	AT BUCHANAN RESERVOIR SITE WITHIN TOWNSHIPS 7S AND 8S, RANGES 18E AND 19E, MDB&M					

The place of use is shown on map filed with the State Water Resources Control Board.

2-1-80 Name chgd to U.S. Water + power Res. Service

5. THE WATER APPROPRIATED SHALL BE LIMITED TO THE QUANTITY WHICH CAN BE BENEFICIALLY USED, AND SHALL NOT EXCEED 143,000 ACRE-FEET PER ANNUM TO BE COLLECTED FROM NOVEMBER 1 OF EACH YEAR TO MAY 31 OF THE SUCCEEDING YEAR.

THIS PERMIT DOES NOT AUTHORIZE COLLECTION OF WATER TO STORAGE OUTSIDE OF THE SPECIFIED SEASON TO OFFSET EVAPORATION AND SEEPAGE OR FOR ANY OTHER PURPOSE. (0000005)

6. THE MAXIMUM QUANTITY HEREIN STATED MAY BE REDUCED IN THE LICENSE IF INVESTIGATION WARRANTS. (0000006)

7. ACTUAL CONSTRUCTION WORK SHALL BEGIN ON OR BEFORE DECEMBER 1, 1974, AND SHALL THEREAFTER BE PROSECUTED WITH REASONABLE DILIGENCE, AND IF NOT SO COMMENCED AND PROSECUTED THIS PERMIT MAY BE REVOKED. (0000007)

8. SAID CONSTRUCTION WORK SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1979. (0000008)

9. COMPLETE APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE MADE ON OR BEFORE DECEMBER 1, 1990. (0000009)

10. PROGRESS REPORTS SHALL BE SUBMITTED PROMPTLY BY PERMITTEE WHEN REQUESTED BY THE STATE WATER RESOURCES CONTROL BOARD UNTIL LICENSE IS ISSUED. (0000010)

11. ALL RIGHTS AND PRIVILEGES UNDER THIS PERMIT, INCLUDING METHOD OF DIVERSION, METHOD OF USE AND QUANTITY OF WATER DIVERTED, ARE SUBJECT TO THE CONTINUING AUTHORITY OF THE STATE WATER RESOURCES CONTROL BOARD IN ACCORDANCE WITH LAW AND IN THE INTEREST OF THE PUBLIC WELFARE TO PREVENT WASTE, UNREASONABLE USE, UNREASONABLE METHOD OF USE OR UNREASONABLE METHOD OF DIVERSION OF SAID WATER. (0000012)

12. THE PLACE OF USE FOR WATER DIVERTED UNDER THIS PERMIT SHALL BE LIMITED TO THE SERVICE AREAS OF CHOWCHILLA WATER DISTRICT AND LA BRANZA WATER DISTRICT AND THE BUCHANAN RESERVOIR SITE AS SHOWN ON MAP FILED WITH THE STATE WATER RESOURCES CONTROL BOARD.

13. THE QUANTITY OF WATER DIVERTED UNDER THIS PERMIT AND UNDER ANY LICENSE ISSUED PURSUANT THERETO IS SUBJECT TO MODIFICATION BY THE STATE WATER RESOURCES CONTROL BOARD, IF, AFTER NOTICE TO THE PERMITTEE AND AN OPPORTUNITY FOR HEARING, THE BOARD FINDS THAT SUCH MODIFICATION IS NECESSARY TO MEET WATER QUALITY OBJECTIVES IN WATER QUALITY CONTROL PLANS WHICH HAVE BEEN OR HEREAFTER MAY BE ESTABLISHED OR MODIFIED PURSUANT TO DIVISION 7 OF THE WATER CODE. NO ACTION WILL BE TAKEN PURSUANT TO THIS PARAGRAPH UNLESS THE BOARD FINDS THAT (1) ADEQUATE WASTE DISCHARGE REQUIREMENTS HAVE BEEN PRESCRIBED AND ARE IN EFFECT WITH RESPECT TO ALL WASTE DISCHARGES WHICH HAVE ANY SUBSTANTIAL EFFECT UPON WATER QUALITY IN THE AREA INVOLVED, AND (2) THE WATER QUALITY OBJECTIVES CANNOT BE ACHIEVED SOLELY THROUGH THE CONTROL OF WASTE DISCHARGES. (0000013)

14. PERMITTEE SHALL ALLOW REPRESENTATIVES OF THE STATE WATER RESOURCES CONTROL BOARD AND OTHER PARTIES AS MAY BE AUTHORIZED FROM TIME TO TIME BY SAID BOARD, REASONABLE ACCESS TO PROJECT WORKS TO DETERMINE COMPLIANCE WITH THE TERMS OF THIS PERMIT. (0000011)

15. IN ACCORDANCE WITH THE REQUIREMENTS OF WATER CODE SECTION 1393, PERMITTEE SHALL CLEAR THE SITE OF THE PROPOSED RESERVOIR OF ALL STRUCTURES, TREES AND OTHER VEGETATION WHICH WOULD INTERFERE WITH THE USE OF THE RESERVOIR FOR WATER STORAGE AND RECREATIONAL PURPOSES. (0120050)

16. PERMITTEE SHALL INSTALL AND MAINTAIN AN OUTLET PIPE OF ADEQUATE CAPACITY IN HIS DAM AS NEAR AS PRACTICABLE TO THE BOTTOM OF THE NATURAL STREAM CHANNEL, OR PROVIDE OTHER MEANS SATISFACTORY TO THE STATE WATER RESOURCES CONTROL BOARD, IN ORDER THAT WATER ENTERING THE RESERVOIR OR COLLECTED IN THE RESERVOIR DURING AND AFTER THE CURRENT STORAGE SEASON MAY BE RELEASED INTO THE DOWNSTREAM CHANNEL TO THE EXTENT NECESSARY TO SATISFY DOWNSTREAM PRIOR RIGHTS. (0050043)

~~5. The water appropriation shall be limited to the quantity which can be beneficially used, and shall not exceed~~

17. PERMITTEE SHALL INSTALL AND MAINTAIN MEASURING DEVICES SATISFACTORY TO THE BOARD IN ORDER THAT ACCURATE MEASUREMENT CAN BE MADE OF THE QUANTITY OF WATER FLOWING INTO AND OUT OF SAID RESERVOIR. (0050999)

18. THE STATE WATER RESOURCES CONTROL BOARD RESERVES JURISDICTION OVER THIS PERMIT FOR THE PURPOSE OF FORMULATING TERMS AND CONDITIONS FOR PROTECTION OF EXISTING DOWNSTREAM WATER RIGHTS. PERMITTEE SHALL SUBMIT TO THE BOARD AGREEMENTS REACHED WITH OWNERS OF DOWNSTREAM RIGHTS TO FLOW OF CHOWCHILLA RIVER. THE BOARD MAY, AT ANY TIME, ON ITS OWN MOTION OR AT THE REQUEST OF PROTESTANTS OR INTERESTED PARTIES, HEAR, REVIEW AND MAKE SUCH FURTHER ORDER AS MAY BE NECESSARY. (0000600)

19. THIS PERMIT AND ALL RIGHTS ACQUIRED OR TO BE ACQUIRED THEREUNDER ARE AND SHALL REMAIN SUBJECT TO THE APPROPRIATIONS OF WATER ABOVE BUCHANAN RESERVOIR UNDER PERMITS ISSUED PRIOR TO FEBRUARY 25, 1969. (0000999)

20. THIS PERMIT IS SUBJECT TO FUTURE UPSTREAM APPROPRIATIONS BY STORAGE FOR STOCKWATERING AND RECREATIONAL PURPOSES, PROVIDED THAT STORAGE IS IN RESERVOIRS OF A CAPACITY NOT IN EXCESS OF 10 ACRE-Feet EACH AND FURTHER PROVIDED THAT SUCH RESERVOIRS ARE KEPT FREE OF PHREATOPHYTES. (0000999)

This permit is issued and permittee takes it subject to the following provisions of the Water Code:

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: OCT 12 1971

STATE WATER RESOURCES CONTROL BOARD

*K. L. Woodward*  
Chief, Division of Water Rights